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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. *2013 - 175*

13 **CYNTHIA DIANA KLIPFEL**
14 **aka CYNTHIA DIANA TOMPKINS**
15 **1015 Fulton Avenue, #131**
16 **Sacramento, CA 95825**

ACCUSATION

17 **Registered Nurse License No. 728792**

18 Respondent.

19 Louise R. Bailey, M.Ed., RN ("Complainant") alleges:

20 **PARTIES**

21 1. Complainant brings this Accusation solely in her official capacity as the Executive
22 Officer of the Board of Registered Nursing ("Board"), Department of Consumer Affairs.

23 2. On or about June 24, 2008, the Board issued Registered Nurse License Number
24 728792 to Cynthia Diana Klipfel, also known as Cynthia Diana Tompkins ("Respondent"). The
25 license was in full force and effect at all times relevant to the charges brought herein and will
26 expire on November 30, 2013, unless renewed.

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1 **DRUGS**

2 8. "Ativan," a brand of Lorazepam, is a Schedule IV controlled substance as
3 designated by Health and Safety Code section 11057(d)(16).

4 9. "Dilaudid," a brand of hydromorphone, is a Schedule II controlled substance as
5 designated by Health and Safety Code section 11055(b)(1)(J).

6 10. "Norco" is a compound consisting of 10 mg. hydrocodone bitartrate, also known
7 as dihydrocodeinone, a Schedule III controlled substance as designated by Health and Safety
8 Code section 11056(e)(4), and 325 mg. acetaminophen per tablet.

9 11. "Morphine" is a Schedule II controlled substance as designated by Health and
10 Safety Code section 11055(b)(1)(L).

11 **FIRST CAUSE FOR DISCIPLINE**

12 **(Falsified, Made Incorrect or Inconsistent Entries In Hospital or Patient Records)**

13 12. Respondent is subject to discipline under Code section 2761(a), on the grounds of
14 unprofessional conduct as defined in Code section 2762(e), in that between June 30, 2010, and
15 July 10, 2010, while employed as a registered nurse in the Emergency Department at Mercy
16 Hospital, located in Sacramento, California, Respondent falsified, made grossly incorrect, grossly
17 inconsistent or unintelligible entries in hospital or patient records in the following respects:

18 **Patient B:**

19 a. On or about June 30, 2010, at 0853 hours, Respondent signed out 1mg. of Dilaudid
20 injectable, but failed to account for the disposition of the medication in any hospital or patient
21 record.

22 b. On or about June 30, 2010, at 1129 hours, Respondent signed out two (2) Norco
23 tablets, but failed to account for the disposition of the Norco in any hospital or patient record.

24 **Patient C:**

25 c. On or about July 1, 2010, at 1338 hours, Respondent signed out one (1) 2mg. and
26 one (1) 4mg. injectable of Morphine without a physician's order, and failed to account for the
27 disposition of the Morphine in any hospital or patient record.

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1 **Patient D:**

2 d. On or about July 4, 2010, at 1818 hours, Respondent signed out one (1) 2mg.
3 injectable of Morphine, but failed to account for the disposition of the Morphine in any hospital
4 or patient record.

5 **Patient E:**

6 e. On or about July 10, 2010, at 1024 hours, Respondent signed out one (1) 1mg.
7 injectable of Dilaudid, but failed to account for the disposition of the Dilaudid in any hospital or
8 patient record.

9 f. On or about July 10, 2010, at 1025 hours, Respondent signed out two (2) 2mg.
10 injectable of Ativan, but failed to account for the disposition of the Ativan in any hospital or
11 patient record.

12 **PRAYER**

13 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein
14 alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

15 1. Revoking or suspending Registered Nurse License Number 728792, issued to
16 Cynthia Diana Klipfel, also known as Cynthia Diana Tompkins;

17 2. Ordering Cynthia Diana Klipfel, also known as Cynthia Diana Tompkins to pay
18 the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this
19 case, pursuant to Business and Professions Code section 125.3; and,

20 3. Taking such other and further action as deemed necessary and proper.

21 DATED: September 7, 2012

Louise R. Bailey
LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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